

RESOLUTION 26-R__

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE FINAL ACCEPTANCE OF PUBLIC ROADWAY IMPROVEMENTS FOR TOM MACKIE BOULEVARD PHASE 3 (P21-263), CONSTRUCTED BY MILLER CONSTRUCTION COMPANY, LLC; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Miller Construction Company, LLC, a Florida limited liability company (hereinafter, “Miller”), an affiliated entity of the Developer, Traditions Commerce Park, LLC, has completed the construction of certain public roadway improvements, specifically Tom Mackie Phase 3, the plat and construction plans (P21-263) for which have been previously approved on February 28, 2022, by the City Council of the City of Port St. Lucie via Resolution 22-R32; and

WHEREAS, the plat of Southern Grove Plat No. 40 was recorded on March 9, 2022, in Plat Book 102, at Pages 39-40, of the Public Records of St. Lucie County, Florida; and

WHEREAS, the plat of Southern Grove Plat No. 26 which includes a portion of the mentioned right-of-way was recorded on November 18, 2019, in Plat Book 84, at Pages 35-37, of the Public Records of St. Lucie County, Florida; and

WHEREAS, the public improvements constructed by Miller for SW Tom Mackie Boulevard Phase 3 consist of two lanes, with landscaping, from approximately 85 feet south of the SW Trade Center Drive right-of-way and continuing south to 100 feet south of the SW Destination Way right-of-way, together with the installation of sidewalk and drainage improvements that support the design of the roadway (the “Road Improvements”), and

WHEREAS, the Road Improvements have been completed in substantial conformance with the approved plans and the delivery of a Bill of Sale from Miller to the City of Port St. Lucie (“City”) shall serve to transfer the public roadway improvements located within the constructed portion of the SW Tom Mackie Boulevard right-of-way; and

WHEREAS, pursuant to and in accordance with Section 156.150 of the City Code of Ordinances, Miller has formally requested that the City accept the Road Improvements; and

WHEREAS, the City Engineer has caused the Road Improvements to be inspected and recommends that the City accept the Road Improvements; and

WHEREAS, the purpose of this Resolution is to accept of ownership and maintenance responsibility of the completed Road Improvements at this time.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF PORT ST. LUCIE, FLORIDA AS FOLLOWS, THAT:

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Section 1. Ratification of Recitals. The foregoing recitals are hereby ratified and confirmed as true and correct and are hereby made a part of this Resolution.

Section 2. Authorization. The City Council of the City of Port St. Lucie hereby authorizes the final acceptance of the completed construction of the SW Tom Mackie Boulevard Phase 3 Roadway Improvements dedicated to the City so as to place said improvements under the ownership and maintenance obligation of the City.

Section 3. Conflict. If any resolutions or parts of any resolution, are in conflict herewith, this Resolution shall control to the extent of the conflicting provisions.

Section 4. Severability. The provisions of this Resolution are intended to be severable. If any part of this Resolution is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, the remainder of this Resolution shall remain in full force and effect.

Section 5. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of Port St. Lucie, Florida, this _____ day of _____, 2026.

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Shannon M. Martin, Mayor

ATTEST:

Sally Walsh, City Clerk

APPROVED AS TO FORM:

Richard Berrios, City Attorney